

REMARKS

In paragraph 2 on page 3 of the office action, Claim 4 is objected to because of the following informalities: Claims 4 discloses the limitation "said first and second ply" in line 2, which lacks antecedent basis. Appropriate correction is required.

In paragraph 3 on page 3 of the office action, Claims 1, 3 and 12 are rejected under 35 U.S.C. 102(b) as being anticipated by Bromer et al. (5,445,417).

In paragraph 4 on page 4 of the office action, Claims 1, 4 and 12 are rejected under 35 U.S.C. 102(b) as being anticipated by Liener Chin et al (6,632,042).

In paragraph 5 on page 5 of the office action, Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bromer et al. in view of Liener Chin et al. (6,632,042).

In paragraph 6 on page 6 of the office action, Claims 5 and 6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bromer et al in view of Fountain.

In paragraph 7 on page 7 of the office action, Claim 7 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bromer et al. in view of Young.

In paragraph 8 on page 7 in the office action, Claims 8-11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bromer et al. in view of Hawley.

In paragraph 9 on page 8 of the office action, Claim 32 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bromer et al.

Applicant respectfully submit that the prior art cited by the Examiner in the instant application is no better then that previously cited in the application upon which Applicants appealed to the Board of Appeals. With regard to the Bromer et al. patent, this reference is directed to a presentation folder having a plastic cover sheet or front and back cover sheets joined at a common edge. (See Abstracts and column 2, lines 48-51). As is clearly setforth in the Independent claimof the present invention there is provided a dual-sided

album leaf having first and second ply layers surfaces having plurality of images from thereon. There are no images on the folder of Bromer et al. The claim further requires “an insert which has information thereon that relates to a plurality of images on the outer surface of a ply layer of the dual-sided album leaf and is located in a position on the insert such that it can be readily identified with respect to the plurality of images the information is associated.” This limitation which has been recognized by the Board of Appeals as not being disclosed in the previously cited prior art. Applicant respectfully submit that this limitation is also not disclosed by the currently cited prior art. Applicant’s respectfully submit that this reference teaches away from the present invention as it first directed to a folder and that the folder is transparent. There is no teaching or suggestion of providing information on the insert relating to the images on the album leaf as taught and claimed by Applicants. It is respectfully submitted that the Bromer et al. reference is of little relevance to the present invention and that the claim limitations of Claim 1 when read in the light of the instant application are not directed to a product taught and/or suggested by the Bromer et al. reference.

With regard to the Liener Chin et al. reference, this reference is also directed to a product totally apart and distinct from the present invention. In particular this reference is directed to apparatus and methods for protecting, storing, organizing and/or displaying printed sheets, and photographic clippings from periodicals, handwritten pages and etc. In particular Liener Chin et al. is directed to a user customizable ring binder such as a sheet protector apparatus which is at least partly transparent so their sheet contents can be viewed and those which have binder ring holes. Here again this reference discloses nothing more than providing a transparent folder or holder. This is in complete contrast to an integral album leaf having images thereon and wherein the insert has information that relates to a plurality of images on the outer surface of the album leaf. Referring to FIG. 22 in column 8, lines 23-36 it is clear that the pocket apparatus (850) is not an integral album leaf to which the present invention is directed to. While the outside of the pocket may have titles there is no teaching or suggestion of the insert having information with regard to images on the folder located in a position on the insert such that it can be readily identified with respect to its associated image. First, the folder is not an integral album leaf having images, but having text, text is not the same thing as images required of Independent

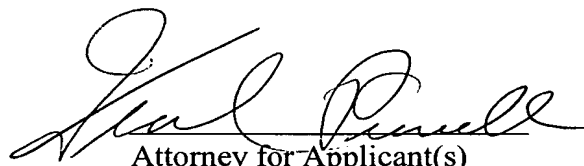
Claim 1. Furthermore the insert does not have a size and configuration that provides information with regard to the images formed on the outside. The Liener Chin et al. reference is a pocket holder that illustrates titles wherein information is provided in the pocket that somehow relates generally to the various titles on the outside. Clearly this is a product totally apart and distinct from that of the claimed present invention. Applicant respectfully submit that the Examiner is reading the present invention far outside the meets and bounds as described. Accordingly the Applicant respectfully submit that neither of the two cited references anticipate, teach or suggest the present invention.

The remaining references cited against the dependent claims do not add anything that would render Independent Claim 1 obvious upon which the dependent claims depend at least ultimately.

In view of the foregoing Applicant respectfully submit that the claims in their present form are in condition for allowance and such action is respectfully requested.

The Commissioner is hereby authorized to charge any fees in connection with this communication to Deposit Account No. 05-0225.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Frank Pincelli", written over a horizontal line.

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.